

NOTIFICATION.

(LAW DEPARTMENT)

No. LAW 160 LOR 65, Bangalore, dated the 17th August 1965

Ordered that the accompanying Notification No. S. O. 2139, dated 29th June 1965, of the Ministry of Industry and Supply regarding the Commercial Vehicles (Distribution and Sale) Control (Second Amendment Order 1965, which has been published in the *Gazette of India*, Extraordinary Part II, Section 3, sub-section (ii), dated the 29th June 1965, be republished in the *Mysore Gazette*, for general information.

By Order and in the name of the Governor of Mysore,

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B. RAMACHANDRA RAO,

Under Secy. to Govt. I/c. L.D.

GOVERNMENT OF INDIA

MINISTRY OF INDUSTRY AND SUPPLY

New Delhi, the 29th June 1965.

S.O. 2139.—In exercise of the powers conferred by section 18G of the Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby makes the following Order further to amend the Commercial Vehicles (Distribution and Sale) Control Order 1963, namely :—

1. This order may be called the Commercial Vehicles (Distribution and Sale) Control (Second Amendment) Order, 1965.

2. In the Commercial Vehicles (Distribution and Sale) Control Order, 1963—

(1) for sub-clause (2) of clause 5, the following sub-clauses shall be substituted namely :—

“(2) Subject to the provisions of sub-clause (2B) every applicant shall also furnish along with the application a Post Office Savings Bank Pass Book from a post office evidencing the fact that he has opened a Security Deposit Account in the post office for a sum not less than—

(i) Rs. 2,000, in the case of a Four Wheeler ;

(ii) Rs. 1,000, in the case of a Tempo Hansat Three Wheeler, or

(iii) Rs. 500, in the case of any other Three Wheeler, and pledged to the dealer.

(2A) When the vehicle is ready for delivery, the dealer shall send intimation of that fact in writing to the pledger applicant along with the Post Office Savings Bank Pass Book and an authority authorising the pledger applicant to withdraw the money from the post office.

(2B) Where at the commencement of the Commercial Vehicles (Distribution and Sale) Control (Second Amendment) Order, 1965, the name of any person appears in the books of the dealer as an applicant for the purchase of a commercial vehicle, such person shall, within sixty days of such commencement, furnish such Post Office Savings Bank Pass Book as is referred to in sub-clause (2) in lieu of the bank guarantee already furnished to the dealer, and thereupon the dealer shall release the bank guarantee forthwith :

Provided that the Controller may, having regard to the circumstances of any case and the purposes to be served by this Order, extend, by order in writing, the said period of sixty days to such further period as he deems fit.”;

(ii) for Schedule II, the following Schedule shall be substituted, namely :—

SCHEDULE

[See clause 5 (1)]

Application for the purchase of a Commercial Vehicle

To

(Name and address of the dealer)

Dear Sir,

I/We want to purchase a.....(Description of commercial vehicle).

2. Please book my/our order and let me/us know the registration number of the order and the price of the said Commercial Vehicle. I/We forward herewith a Post Office Savings Bank Pass Book to show that I/we have opened a Security Deposit Account in.....Post Office for Rs. 2,000/ Rs. 1,000/ Rs. 500 pledged in your favour which will not be withdrawn by me/us except on a written authority from you at the time the vehicle is ready for delivery,

2. The other requisite particulars are given below :—

(a) Full name and address of the applicant ;

(b) Vocation of the applicant and normal place of business or residence ;

- (c) Whether the applicant pays income-tax ,
- (d) Purpose for which the vehicle is required ,
- (e) If the vehicle is required to be plied as a public carrier, the number and date of the permit obtained from the Transport authorities may be indicated, where no permit has already been obtained, the date of application for a permit and the routes or area for which the permit has been sought may be stated ;
- (f) If the vehicle is required to replace a vehicle already in use, the following particulars of the old vehicle should be furnished:

Make with Engine & Chassis number	Number of years for which it has been in use	Registration Num- ber and date	Permit Number
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- (g) Particulars of the Commercial Vehicle, if any, owned by the applicant during the two years preceeding the date of the application in the following form ;

(A) Vehicle still in possession

Registration Number of the vehicle	Make	Pay-load.	Date of Purchase
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(B) Vehicles which have been sold during the last two years

Registration Number of the vehicle	Make	Pay-load	Date of purchase	Date of sale	Name and address of party to whom the vehicle has been sold
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- (h) Whether the applicant has registered for a Commercial Vehicle with any other dealer , (If the answer is yes. the particulars of the order should be stated ;

- (i) Number and date of the Post Office Security Deposit Account ;
- (j) Specifications of the Commercial Vehicle to be purchased ;
- (k) What arrangements have been made for the payment of the price of the vehicle ? If it is proposed to acquire it on hire-purchase basis, the name and address of the financier from whom it is proposed to get the necessary funds may be stated ;

If it is intended to obtain a loan for the payment of price, the name and address of the creditor should be stated. It should also be clearly specified whether the vehicle will be mortgaged by way of security.

4. Further, I/We do solemnly affirm and declare that I/We have not purchased a new Commercial Vehicle during this calendar year.

5. I/We also declare that, to the best of my/our knowledge and belief, the particulars given above are true.

Yours faithfully.

Signature of applicant/s

Date....."

[No. F. A.E. Ind. 8 (18)/63.]

R. V. RAMAN, Jt. Secy.